

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 6th day of JULY, 1993 there was conducted a REGULAR Session of the Honorable Commissioners' Court of Cameron County, Texas, at the Courthouse thereof, in the City of Brownsville, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

THE COURT MET AT:  
1:30 P. M.

PRESENT:  
ANTONIO O. GARZA, JR.  
COUNTY JUDGE

LUCINO ROSENBAUM, JR.  
COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS  
COMMISSIONER, PRECINCT NO. 2

JAMES R. MATZ  
COMMISSIONER, PRECINCT NO. 3

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COMMISSIONER, PRECINCT NO. 4

JOE G. RIVERA  
COUNTY CLERK

ABSENT:

NATIVIDAD VALENCIA

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The meeting was called to order by Judge Pro-Tem Carlos H. Cascos. He then asked Mr. Simon Soto, Democratic Party Club President, to lead the Court and the audience in reciting the Pledge of Allegiance to the Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on July 2, 1993 at 1:14 P. M.

**NOTE: JUDGE GARZA WAS NOT PRESENT AT THIS TIME.**

**(1) APPROVAL OF COUNTY CLAIMS**

Commissioner Rosenbaum moved that the County Claims be approved as presented and on the recommendation of the County Auditor.

The motion was seconded by Commissioner Matz and carried the following vote:

**AYE:** Commissioners Rosenbaum and Matz

**NAY:** None

**ABSTAIN:** Commissioner Cascos as to the claims of Waters Implement Company, Inc., Warrant No. 80957, in the amount of \$166.00, Warrant No. 80958, in the amount of \$83.36 and Landair Travel, Inc., Warrant No. 80833, in the amount of \$88.00; and Judge Garza as to the claim of Brownsville Community Health Clinic, Warrant No. 80600, in the amount of \$134.37.

**The Affidavits are as follows:**

**(3) IN THE MATTER OF MINUTES OF JUNE 29, 1993  
(PASSED)**

Mr. Joe G. Rivera, County Clerk, noted that there were no Minutes for approval at this time.

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**(6) CONSIDERATION AND DESIGNATION OF THE FOLLOWING SITE AT THE CAMERON COUNTY COURTHOUSE FOR THE CONDUCTING OF FORECLOSURE SALES: THAT AREA IN FRONT OF THE ENTRANCES TO THE JUDICIAL SECTION OF THE COURTHOUSE LOCATED IN THE 900 BLOCK OF EAST HARRISON STREET, CONSISTING OF THE CONCRETE AREA OUTSIDE THE DOORS, AWAY FROM THE STREET, AND WITHIN THE TWO CONCRETE BARRIERS THAT ARE PERPENDICULAR TO THE SAID STREET**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Cameron County Courthouse site, to conduct Foreclosure Sales, was designated as follows: that area being in front of the entrances to the Judicial Section of the Courthouse, located in the 900 Block of East Harrison Street, consisting of the concrete area outside the doors away from the Street and within the two (2) concrete barriers that are perpendicular to said Street.

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(7) **ACKNOWLEDGEMENT AND ACCEPTANCE OF LIMITED  
ASBESTOS SURVEY FOR PRECINCT NO. 1 AND  
PRECINCT NO. 2 WAREHOUSE ROOF**

Mr. Lee Thompson, Safety and Risk Coordinator, briefly reviewed the findings of the Limited Asbestos Survey conducted on the Precinct No. 1 and No. 2 Warehouse by the Ambiotec Environmental Consultants, Incorporated, Harlingen, Texas.

Commissioner Rosenbaum moved that the Limited Asbestos Survey for the Precinct No. 1 and Precinct No. 2 Warehouse Roof be acknowledged and accepted.

The motion was seconded by Commissioner Matz and carried unanimously.

**The Survey Report is as follows:**

**(8) AUTHORIZATION FOR PRECINCT NO. 1 AND PRECINCT NO. 2 TO SEEK BIDS FOR THE PROFESSIONAL ASBESTOS ABATEMENT OF THE WAREHOUSE ROOF AND TILE AND THE REPLACEMENT OF ROOF AND TILE**

Mr. Lee Thompson, Safety and Risk Coordinator, stated that the cost for the removal of the asbestos from the roof was generally about two (2) dollars per square feet, and added that he wanted to solicit bids to replace and or to demolish the Warehouse roof.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the advertisement for the Professional Asbestos Abatement of the Warehouse roof and tile and the replacement of roof and tile was authorized.

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**(9) IN THE MATTER FOR COMMISSIONER VALENCIA TO SEEK PROFESSIONAL ASBESTOS ABATEMENT OF BUILDING LOCATED AT LOOP 509, SECTION 4, PARCEL NO. 1, NO. 2, AND NO. 6, PITTS PROPERTY, ESTIMATED PROJECT COST NOT TO EXCEED \$9,500.00 (TABLED)**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, this Item was TABLED.

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**(10) ACKNOWLEDGEMENT AND ACCEPTANCE OF LOCAL EMERGENCY PLANNING COMMITTEE GRANT FROM THE TEXAS DEPARTMENT OF HEALTH IN THE AMOUNT OF \$2,950.00**

Commissioner Matz moved that the Local Emergency Planning Committee Grant, in the amount of \$2,950.00, from the Texas Department of Health be acknowledged and accepted.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Service Agreement is as follows:**

(11) **CONSIDERATION AND POSSIBLE APPROVAL OF  
ESTABLISHING A POLICY CONCERNING  
CONTRACTING OF ENVIRONMENTAL SITE  
ASSESSMENTS**

Mr. Lee Thompson, Safety and Risk Coordinator, explained that Environmental Sight Assessments are utilized to determine if there are any findings of contamination or violations of the Environmental Laws on property owned by a County or a Company, and that the entity or Company would then be subject to fines, penalties and remediation of such properties.

Mr. Thompson suggested that the County adopt a Policy to perform Environmental Sight Assessments before the purchase of property or the Right-of-Way acquisitions, in order to use those findings in the purchase negotiations, and added that those services cost between \$2,200.00 to \$2,500.00.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the establishment of a Policy concerning the Contracting of the Environmental Site Assessments was approved.

**The Environment Site Assessment Guide is as follows:**

(12) **AUTHORIZATION TO CONVERT PROGRAMMER POSITION TO AN OPERATOR AND SECRETARIAL POSITION**

Mr. Norio Nishiguchi, Computer Center Director, requested that the vacant position for a Computer Programmer be transferred to one (1) Computer Operator and one (1) Secretary Assistant, said funding to be within the Budget.

At this time, Commissioner Matz questioned how the changes would affect the Department and whether a Programmer would be requested in next year's Budget, and Mr. Nishiguchi responded that he had a greater need for the positions as requested, at this time, and that he did not know what the Technology Committee would suggest for the next Fiscal Year.

Commissioner Rosenbaum moved that the Computer Programmer position be converted to a Computer Operator position and an Assistant Secretary position.

The motion was seconded by Commissioner Matz and carried unanimously.

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(2) **APPROVAL OF BUDGET AMENDMENTS AND OR SALARY SCHEDULES**

Commissioner Matz moved that the Fiscal Year 1993 Budget Amendment No. 29 and the Salary Schedule for the Juvenile Probation Department No. 31-573, be approved on the recommendation of the County Auditor.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Budget Amendment and Salary Schedule are as follows:**

**(13) IN THE MATTER OF APPOINTMENT OF PRESIDING AND ALTERNATE JUDGES FOR THE TERM OF AUGUST 1, TO JULY 31, 1994 (TABLED)**

Ms. Tencha de la Peña, Elections Administrator, stated that it was her understanding that several of the Commissioners wanted to revise the List of Presiding Judges and she suggested that this Item be tabled for one (1) week.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz this Item was TABLED for one (1) week.

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**(15) AUTHORIZATION TO RATIFY BEACH CLEANING SERVICE CONTRACT BETWEEN CAMERON COUNTY AND MR. JAIME JOSE GONZALEZ FOR LITTER COLLECTION IN ANDY BOWIE PARK AND ON PUBLIC BEACHES NORTH OF ANDY BOWIE PARK**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the approval given to the Beach Cleaning Service Contract between Cameron County and Mr. Jaime Jose Gonzalez, for the litter collection in Andy Bowie Park and on the Public Beaches North of Andy Bowie Park, was ratified.

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**(16) IN THE MATTER TO AWARD BIDS FOR FM 511 DAKOTA ROAD SANITARY SEWER, TCDP CONTRACT NO. 701155 (TABLED)**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, this Item was TABLED for one (1) week.

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**(17) AUTHORIZATION TO ADVERTISE FOR CASH OR LEASE PURCHASE OF ONE (1) CHIPPER SHREDDER FOR PRECINCT NO. 3**

Commissioner Matz moved that the advertisement for the cash or lease purchase of one (1) Chipper Shredder for Precinct No. 3 be authorized.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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**(18) AUTHORIZATION TO ADVERTISE FOR LEASE PURCHASE OF ONE (1) BACKHOE FOR PRECINCT NO. 3**

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the advertisement for the lease purchase of one (1) backhoe for Precinct No. 3 was authorized.

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(19) **AUTHORIZATION TO TRAVEL AND OR APPROVAL OF TRAVEL EXPENSES**

At this time, Judge Pro-Tem Cascos questioned why it would take three (3) people to travel to Houston to inspect a 5-ton transport vehicle and suggested that Commissioners Rosenbaum and/or himself be added to that Item.

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the following travel and or travel expenses were approved, subject to the explanation of the inclusion of the Chief Ranger and Fleet Maintenance Manager and the addition of Commissioners Rosenbaum and/or Cascos to Item "a", subject to availability of funds in their budget:

- a) Parks Director, Commissioner Rosenbaum and/or Commissioner Cascos, Chief Ranger and Fleet Maintenance Manager to travel to Houston, Texas, to inspect a five (5) ton transport vehicle on July 8, 1993;
- b) Officer Ricardo D. Perez, Sheriff's Department, to attend 1993 Annual Training Conference from July 18-23, 1993 in El Paso, Texas.; and
- c) Ms. Pauline Alonso, Jail Nurse, and Mr. Juan Cortez, Detention Officer, to travel to Vernon, Texas, to attend the 3rd Annual Conference for Forensic Mental Health Treatment Providers on July 29-30, 1993.

**NOTE: JUDGE GARZA JOINED THE MEETING AT THIS TIME.**

(4) **AUTHORIZATION TO ADOPT "ORDER" APPROVING THE ADOPTION OF PRELIMINARY ENGINEERING REPORT FOR CAMERON COUNTY DRAINAGE DISTRICT NO. 5**

At this time, Judge Garza reported that a Public Hearing regarding the Preliminary Engineering Report for the Drainage District No. 5 was held during the Regular Meeting of June 29, 1993, and subsequently recessed and reconvened at the Harlingen Public Library in Harlingen, Texas, at 5:30 P. M. He added that after soliciting Public comments there were no significant changes necessary to the Report.

Mr. Jack Brown, Consulting Engineer, noted that there were three (3) typographical errors to correct and one (1) minor change in the Boundary lines in order for the Voting Precinct to be within the District Boundaries.

Commissioner Matz moved that the "Order" approving the Preliminary Engineering Report for the Cameron County Drainage District No. 5 be adopted.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Order is as follows:**

**(5) AUTHORIZATION TO ADOPT "ORDER" CALLING AN ELECTION FOR THE CREATION OF CAMERON COUNTY DRAINAGE DISTRICT NO. 5, THE ISSUANCE OF \$10,000,000.00 GENERAL OBLIGATION BONDS AND THE LEVYING OF TAXES TO PAY FOR SAID BONDS**

At this time, Judge Garza read the following "Order" calling an Election for the creation of Drainage District No. 5:

Ms. Rosemary Martinez, Budget Officer, noted that the Consulting Engineer suggested that a Proposition be included in the Order, that being that a three (3) cents tax be levied for the Operation and Maintenance of the Drainage District.

Judge Garza noted that, as part of the same "Order", that a Proposition For or Against be included for the assessment of a tax not to exceed three (3) cents, said assessment to be applied towards the Operation and Maintenance of Drainage District No. 5, should said District be brought into being by virtue of the Election conducted on August 14, 1993.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the "Order" calling an Election for the Creation of Cameron County Drainage District No. 5, the issuance of \$10,000,000.00 General Obligation Bonds and the levying of taxes to pay for said Bonds were approved.

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**(14) CONSIDERATION BY COMMISSIONERS COURT OF CONSOLIDATING VARIOUS PRECINCTS IN THE DRAINAGE DISTRICT NO. 5 ELECTION OF AUGUST 14, 1993**

Ms. Tencha de la Peña, Elections Administrator, noted that one (1) or more voting Precincts may be consolidated for the Drainage District Election in order for each Precinct or part of a Precinct to have a polling place within the proposed District and recommended the consolidation as follows:

Precinct No. 34 with Precinct No. 57 - Dishman Elementary School in Combes, Texas,

Precinct No. 36 with Precinct No. 39 - Crockett Elementary School, Harlingen, Texas, and

Precinct No. 56 with Precinct No. 35 - Austin Elementary School, Harlingen, Texas.

Commissioner Matz moved that various Precincts in the Drainage District No. 5 Election of August 14, 1993 be consolidated as follows:

Precinct No. 34 with Precinct No. 57 - Dishman Elementary School in Combes, Texas,

Precinct No. 36 with Precinct No. 39 - Crockett Elementary School, Harlingen, Texas, and

Precinct No. 56 with Precinct No. 35 - Austin Elementary School, Harlingen, Texas.

The motion was seconded by Commissioner Cascos and carried unanimously.

At this time, Ms. de la Peña noted that the Presiding Judges and Alternates may not be those as listed and the suggestion was made to have the Budget Officer and the Elections Administrator include any changes on the List prior to the final "Order".

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**(20) EXECUTIVE SESSION**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Court met in Executive Session at 2:20 P. M. to discuss the following matters:

- a) Discuss the disposition of County Owned Tract G, Los Indios Bridge Site being 7.910 Acres of land out of Blocks, 58 and Blocks 71, of the Los Indios Irrigated Land Company Subdivision, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes); and
- b) Discuss granting of a temporary access easement across County owned property in Block 61, Los Indios Irrigated Land Subdivision, at the Los Indios International Bridge to allow for transloading of shipments to Mexico, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the Court reconvened in Regular Session at 2:35 P. M.

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**(21) ACTION RELATIVE TO EXECUTIVE SESSION**

- a) Action on the disposition of County Owned Tract G, Los Indios Bridge Site, being 7.910 acres of land out of Blocks No. 58 and No. 71, of the Los Indios Irrigated Land Company Subdivision.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the matter be referred to County Counsel for further review and placement on the Agenda at a later date, with the recommendation as to whether or not said parcel could be exchanged.

Commissioner Matz moved that the matter of the disposition of the County Owned Tract G, Los Indios Irrigated Land Company Subdivision, be referred to County Counsel for further review and placement on the Agenda, at a later date.

The motion was seconded by Commissioner Cascos and carried unanimously.

- b) Action on granting of a temporary access easement across County Owned property in Block 61, Los Indios Irrigated Land Subdivision, at the Los Indios International Bridge, to allow for transloading of shipments to Mexico.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, to allow set access easement across the County-owned property, subject to final review by County Counsel.

Commissioner Matz moved that a temporary access easement across the County-owned property in Block 61, Los Indios Irrigated Land Subdivision at the Los Indios International Bridge, be allowed, subject to final review by Mr. Doug Wright, Cameron County Counsel.

The motion was seconded by Commissioner Cascos and carried unanimously.

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There being no further business to come before the Court, upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the meeting was adjourned.

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APPROVED this **20th** day of **JULY**, 1993.

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**ANTONIO O. GARZA, JR.**  
**COUNTY JUDGE**

**ATTEST:**

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**JOE G. RIVERA,**  
**COUNTY CLERK AND EX-OFFICIO CLERK**  
**OF THE COMMISSIONERS' COURT OF**  
**CAMERON COUNTY, TEXAS**

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the **6th** day of **JULY, 1993** there was conducted a **REGULAR** Session of the Honorable Commissioners' Court of Cameron County, Texas, at the Courthouse thereof, in the City of Brownsville, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

THE COURT MET AT:  
**1:30 P. M.**

PRESENT:  
**ANTONIO O. GARZA, JR.**  
COUNTY JUDGE

**LUCINO ROSENBAUM, JR.**  
COMMISSIONER, PRECINCT NO. 1

**CARLOS H. CASCOS**  
COMMISSIONER, PRECINCT NO. 2

**JAMES R. MATZ**  
COMMISSIONER, PRECINCT NO. 3

COMMISSIONER, PRECINCT NO. 4

**JOE G. RIVERA**  
COUNTY CLERK

ABSENT:

**NATIVIDAD VALENCIA**

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The meeting was called to order by Judge Pro-Tem Carlos H. Cascos. He then asked Mr. Simon Soto, Democratic Party Club President, to lead the Court and the audience in reciting the Pledge of Allegiance to the Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on July 2, 1993 at 1:14 P. M.

**●NOTE: JUDGE GARZA WAS NOT PRESENT AT THIS TIME.**

(1) APPROVAL OF COUNTY CLAIMS

Commissioner Rosenbaum moved that the County Claims be approved as presented and on the recommendation of the County Auditor.

The motion was seconded by Commissioner Matz and carried the following vote:

AYE: Commissioners Rosenbaum and Matz

NAY: None

ABSTAIN: Commissioner Cascos as to the claims of Waters Implement Company, Inc., Warrant No. 80957, in the amount of \$166.00, Warrant No. 80958, in the amount of \$83.36 and Landair Travel, Inc., Warrant No. 80833, in the amount of \$88.00; and Judge Garza as to the claim of Brownsville Community Health Clinic, Warrant No. 80600, in the amount of \$134.37.

The Affidavits are as follows:

(3) IN THE MATTER OF MINUTES OF JUNE 29, 1993 (PASSED)

Mr. Joe G. Rivera, County Clerk, noted that there were no Minutes for approval at this time.

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(6) CONSIDERATION AND DESIGNATION OF THE FOLLOWING SITE AT THE CAMERON COUNTY COURTHOUSE FOR THE CONDUCTING OF FORECLOSURE SALES: THAT AREA IN FRONT OF THE ENTRANCES TO THE JUDICIAL SECTION OF THE COURTHOUSE LOCATED IN THE 900 BLOCK OF EAST HARRISON STREET, CONSISTING OF THE CONCRETE AREA OUTSIDE THE DOORS, AWAY FROM THE STREET, AND WITHIN THE TWO CONCRETE BARRIERS THAT ARE PERPENDICULAR TO THE SAID STREET

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Cameron County Courthouse site, to conduct Foreclosure Sales, was designated as follows: that area being in front of the entrances to the Judicial Section of the Courthouse, located in the 900 Block of East Harrison Street, consisting of the concrete area outside the doors away from the Street and within the two (2) concrete barriers that are perpendicular to said Street.

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(7) ACKNOWLEDGEMENT AND ACCEPTANCE OF LIMITED ASBESTOS SURVEY FOR PRECINCT NO. 1 AND PRECINCT NO. 2 WAREHOUSE ROOF

Mr. Lee Thompson, Safety and Risk Coordinator, briefly reviewed the findings of the Limited Asbestos Survey conducted on the Precinct No. 1 and No. 2 Warehouse by the Ambiotec Environmental Consultants, Incorporated, Harlingen, Texas.

Commissioner Rosenbaum moved that the Limited Asbestos Survey for the Precinct No. 1 and Precinct No. 2 Warehouse Roof be acknowledged and accepted.

The motion was seconded by Commissioner Matz and carried unanimously.

The Survey Report is as follows:

(8) AUTHORIZATION FOR PRECINCT NO. 1 AND PRECINCT NO. 2 TO SEEK BIDS FOR THE PROFESSIONAL ASBESTOS ABATEMENT OF THE WAREHOUSE ROOF AND TILE AND THE REPLACEMENT OF ROOF AND TILE

Mr. Lee Thompson, Safety and Risk Coordinator, stated that the cost for the removal of the asbestos from the roof was generally about two (2) dollars per square feet, and added that he wanted to solicit bids to replace and or to demolish the Warehouse roof.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the advertisement for the Professional Asbestos Abatement of the Warehouse roof and tile and the replacement of roof and tile was authorized.

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(9) IN THE MATTER FOR COMMISSIONER VALENCIA TO SEEK PROFESSIONAL ASBESTOS ABATEMENT OF BUILDING LOCATED AT LOOP 509, SECTION 4, PARCEL NO. 1, NO. 2, AND NO. 6, PITTS PROPERTY, ESTIMATED PROJECT COST NOT TO EXCEED \$9,500.00 (TABLED)

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, this Item was TABLED.

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(10) ACKNOWLEDGEMENT AND ACCEPTANCE OF LOCAL EMERGENCY PLANNING COMMITTEE GRANT FROM THE TEXAS DEPARTMENT OF HEALTH IN THE AMOUNT OF \$2,950.00

Commissioner Matz moved that the Local Emergency Planning Committee Grant, in the amount of \$2,950.00, from the Texas Department of Health be acknowledged and accepted.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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(11) CONSIDERATION AND POSSIBLE APPROVAL OF ESTABLISHING A POLICY CONCERNING CONTRACTING OF ENVIRONMENTAL SITE ASSESSMENTS

Mr. Lee Thompson, Safety and Risk Coordinator, explained that Environmental Sight Assessments are utilized to determine if there are any findings of contamination or violations of the Environmental Laws on property owned by a County or a Company, and that the entity or Company would then be subject to fines, penalties and remediation of such properties.

Mr. Thompson suggested that the County adopt a Policy to perform Environmental Sight Assessments before the purchase of property or the Right-of-Way acquisitions, in order to use those findings in the purchase negotiations, and added that those services cost between \$2,200.00 to \$2,500.00.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the establishment of a Policy concerning the Contracting of the Environmental Site Assessments was approved.

The Environment Site Assessment Guide is as follows:

(12) AUTHORIZATION TO CONVERT PROGRAMMER  
POSITION TO AN OPERATOR AND SECRETARIAL  
POSITION

Mr. Norio Nishiguchi, Computer Center Director, requested that the vacant position for a Computer Programmer be transferred to one (1) Computer Operator and one (1) Secretary Assistant, said funding to be within the Budget.

At this time, Commissioner Matz questioned how the changes would affect the Department and whether a Programmer would be requested in next year's Budget, and Mr. Nishiguchi responded that he had a greater need for the positions as requested, at this time, and that he did not know what the Technology Committee would suggest for the next Fiscal Year.

Commissioner Rosenbaum moved that the Computer Programmer position be converted to a Computer Operator position and an Assistant Secretary position.

The motion was seconded by Commissioner Matz and carried unanimously.

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(2) APPROVAL OF BUDGET AMENDMENTS AND OR SALARY  
SCHEDULES

Commissioner Matz moved that the Fiscal Year 1993 Budget Amendment No. 29 and the Salary Schedule for the Juvenile Probation Department No. 31-573, be approved on the recommendation of the County Auditor.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Budget Amendment and Salary Schedule are as follows:

- (13) IN THE MATTER OF APPOINTMENT OF PRESIDING AND ALTERNATE JUDGES FOR THE TERM OF AUGUST 1, TO JULY 31, 1994 **(TABLED)**

Ms. Tencha de la Peña, Elections Administrator, stated that it was her understanding that several of the Commissioners wanted to revise the List of Presiding Judges and she suggested that this Item be tabled for one (1) week.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz this Item was TABLED for one (1) week.

- (15) AUTHORIZATION TO RATIFY BEACH CLEANING SERVICE CONTRACT BETWEEN CAMERON COUNTY AND MR. JAIME JOSE GONZALEZ FOR LITTER COLLECTION IN ANDY BOWIE PARK AND ON PUBLIC BEACHES NORTH OF ANDY BOWIE PARK

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the approval given to the Beach Cleaning Service Contract between Cameron County and Mr. Jaime Jose Gonzalez, for the litter collection in Andy Bowie Park and on the Public Beaches North of Andy Bowie Park, was ratified.

- (16) IN THE MATTER TO AWARD BIDS FOR FM 511 DAKOTA ROAD SANITARY SEWER, **TCDP** CONTRACT NO. 701155 **(TABLED)**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, this Item was TABLED for one (1) week.

- (17) AUTHORIZATION TO ADVERTISE FOR CASH OR LEASE PURCHASE OF ONE (1) CHIPPER SHREDDER FOR PRECINCT NO. 3

Commissioner Matz moved that the advertisement for the cash or lease purchase of one (1) Chipper Shredder for Precinct No. 3 be authorized.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- (18) AUTHORIZATION TO ADVERTISE FOR LEASE PURCHASE OF ONE (1) BACKHOE FOR PRECINCT NO. 3

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the advertisement for the lease purchase of one (1) backhoe for Precinct No. 3 was authorized.

- (19) AUTHORIZATION TO TRAVEL AND OR APPROVAL OF TRAVEL EXPENSES

At this time, Judge Pro-Tem Cascos questioned why it would take three (3) people to travel to Houston to inspect a 5-ton transport vehicle and suggested that Commissioners Rosenbaum and/or himself be added to that Item.

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the following travel and or travel expenses were approved, subject to the explanation of the inclusion of the Chief Ranger and Fleet Maintenance Manager and the addition of Commissioners Rosenbaum and/or Cascos to Item "a", subject to availability of funds in their budget:

- a) Parks Director, Commissioner Rosenbaum and/or Commissioner Cascos, Chief Ranger and Fleet Maintenance Manager to travel to Houston, Texas, to inspect a five (5) ton transport vehicle on July 8, 1993;
- b) Officer Ricardo D. Perez, Sheriff's Department, to attend 1993 Annual Training Conference from July 18-23, 1993 in El Paso, Texas.; and
- c) Ms. Pauline Alonso, Jail Nurse, and Mr. Juan Cortez, Detention Officer, to travel to Vernon, Texas, to attend the 3rd Annual Conference for Forensic Mental Health Treatment Providers on July 29-30, 1993.

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**● NOTE: JUDGE GARZA JOINED THE MEETING AT THIS TIME.**

(4) AUTHORIZATION TO ADOPT "ORDER" APPROVING THE  
ADOPTION OF PRELIMINARY ENGINEERING  
REPORT FOR CAMERON COUNTY DRAINAGE  
DISTRICT NO. 5

At this time, Judge Garza reported that a Public Hearing regarding the Preliminary Engineering Report for the Drainage District No. 5 was held during the Regular Meeting of June 29, 1993, and subsequently recessed and reconvened at the Harlingen Public Library in Harlingen, Texas, at 5:30 P. M. He added that after soliciting Public comments there were no significant changes necessary to the Report.

Mr. Jack Brown, Consulting Engineer, noted that there were three (3) typographical errors to correct and one (1) minor change in the Boundary lines in order for the Voting Precinct to be within the District Boundaries.

Commissioner Matz moved that the "Order" approving the Preliminary Engineering Report for the Cameron County Drainage District No. 5 be adopted.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Order is as follows:

(5) AUTHORIZATION TO ADOPT "ORDER" CALLING AN ELECTION FOR THE CREATION OF CAMERON COUNTY DRAINAGE DISTRICT NO. 5, THE ISSUANCE OF \$10,000,000.00 GENERAL OBLIGATION BONDS AND THE LEVYING OF TAXES TO PAY FOR SAID BONDS

At this time, Judge Garza read the following "Order" calling an Election for the creation of Drainage District

No. 5:

Ms. Rosemary Martinez, Budget Officer, noted that the Consulting Engineer suggested that a Proposition be included in the Order, that being that a three (3) cents tax be levied for the Operation and Maintenance of the Drainage District.

Judge Garza noted that, as part of the same "Order", that a Proposition For or Against be included for the assessment of a tax not to exceed three (3) cents, said assessment to be applied towards the Operation and Maintenance of Drainage District No. 5, should said District be brought into being by virtue of the Election conducted on August 14, 1993.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the "Order" calling an Election for the Creation of Cameron County Drainage District No. 5, the issuance of \$10,000,000.00 General Obligation Bonds and the levying of taxes to pay for said Bonds were approved.

The "Order" is as follows:

(14) CONSIDERATION BY COMMISSIONERS COURT OF  
CONSOLIDATING VARIOUS PRECINCTS IN THE  
DRAINAGE DISTRICT NO. 5 ELECTION OF  
AUGUST 14, 1993

Ms. Tencha de la Peña, Elections Administrator, noted that one (1) or more voting Precincts may be consolidated for the Drainage District Election in order for each Precinct or part of a Precinct to have a polling place within the proposed District and recommended the consolidation as follows:

Precinct No. 34 with Precinct No. 57 - Dishman Elementary School in Combes, Texas,

Precinct No. 36 with Precinct No. 39 - Crockett Elementary School, Harlingen, Texas, and

Precinct No. 56 with Precinct No. 35 - Austin Elementary School, Harlingen, Texas.

Commissioner Matz moved that various Precincts in the Drainage District No. 5 Election of August 14, 1993 be consolidated as follows:

Precinct No. 34 with Precinct No. 57 - Dishman Elementary School in Combes, Texas,

Precinct No. 36 with Precinct No. 39 - Crockett Elementary School, Harlingen, Texas, and

Precinct No. 56 with Precinct No. 35 - Austin Elementary School, Harlingen, Texas.

The motion was seconded by Commissioner Cascos and carried unanimously.

At this time, Ms. de la Peña noted that the Presiding Judges and Alternates may not be those as listed and the suggestion was made to have the Budget Officer and the Elections Administrator include any changes on the List prior to the final "Order".

(20) EXECUTIVE SESSION

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the

Court met in Executive Session at 2:20 P. M. to discuss the following matters:

- a) Discuss the disposition of County Owned Tract G, Los Indios Bridge Site being 7.910 Acres of land out of Blocks, 58 and Blocks 71, of the Los Indios Irrigated Land Company Subdivision, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes); and
- b) Discuss granting of a temporary access easement across County owned property in Block 61, Los Indios Irrigated Land Subdivision, at the Los Indios International Bridge to allow for transloading of shipments to Mexico, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the

Court reconvened in Regular Session at 2:35 P. M.

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(21) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Action on the disposition of County Owned Tract G, Los Indios Bridge Site, being 7.910 acres of land out of Blocks No. 58 and No. 71, of the Los Indios Irrigated Land Company Subdivision.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the matter be referred to County Council for further review and placement on the Agenda at a later date, with the recommendation as to whether or not said parcel could be exchanged.

Commissioner Matz moved that the matter of the disposition of the County Owned Tract G, Los Indios Irrigated Land Company Subdivision, be referred to County Council for further review and placement on the Agenda, at a later date.

The motion was seconded by Commissioner Cascos and carried unanimously.

- b) Action on granting of a temporary access easement across County Owned property in Block 61, Los Indios Irrigated Land Subdivision, at the Los Indios International Bridge, to allow for transloading of shipments to Mexico.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, to allow set access easement across the County-owned property, subject to final review by County Council.

Commissioner Matz moved that a temporary access easement across the County-owned property in Block 61, Los Indios Irrigated Land Subdivision at the Los Indios International Bridge, be allowed, subject to final review by Mr. Doug Wright, Cameron County Council.

The motion was seconded by Commissioner Cascos and carried unanimously.

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There being no further business to come before the Court, upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the meeting was adjourned.

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APPROVED this 20th day of JULY, 1993.

COUNTY JUDGE

ATTEST:

COUNTY CLERK AND EX-OFFICIO CLERK  
OF THE COMMISSIONERS COURT OF  
CAMERON COUNTY, TEXAS

